UNITED STATES DISTRICT CO	URT
SOUTHERN DISTRICT OF NEW	YORK

IN RE: WORLD TRADE CENTER DISASTER MASTER DOCKET: 21 MC 100 (AKH) SITE LITIGATION

EDWARD DOUGHERTY, ET AL,

PLAINTIFF.

-against-

CIVIL ACTION NO: 06-CV-14614

STIPULATION DISCONTINUING ACTION WITHOUT PREJUDICE

A RUSSO WRECKING, ET AL,

DEFENDANTS.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all parties to the above entitled action, that whereas no party hereto is an infant or an incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled civil action referenced as 06CV14614 be discontinued and dismissed pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii) without prejudice and without cost to any party.

Dated: New York, New York September 13, 2008

WORBY GRONER EDELMAN & NAPOLI BERN, LLP

CHRISTOPHER R. LOPALO (CL 6466) 350 Fifth Avenue, Suite 7413 New York, NY 10118 (212) 267-3700 Attorneys for Plaintiffs

Dated: New York, New York September | 5, 2008 PATTON BOGGS LLP

By: AMES E. TYRRELL, JK. (JT 4676)

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Attorneys for, AMEC Construction Management, AMEC Earth & Environmental, Anthony Cortese Specialized Hauling, LLC, Berkel and Company Contractors Inc., Big Apple Wrecking, Breeze Carting, Breeze National, Inc., Brer-Four Transportation Corp., C.B. Contracting Corp., Canron Construction Corp., Component Assembly Systems, Inc., Cord Contracting Co., Inc., D'Onofrio General Contractors Corporation, Diamond Point Excavating, Diego Construction, Diversified Carting Inc., DMT Enterprise, Inc., E.J. Davies Inc., Eagle One Roofing Contracting, Inc., En-Tech Corp., EROC, Ewell W. Finley, P.C., Executive Medical Services, PC, Fleet Trucking, Inc., Francis A. Lee Company, FTI Trucking Corp., Gilsanz, Murray & Steficek, Goldstein Associates PLLC, Hallen Welding Service, Inc., HP Environmental Inc., Koch Skanska, Inc., LaQuila Construction, LaStrada General Contracting Corp., LERA, Lockwood, Kessler & Bartlett, Lucius Pitkin Inc., Manafort Brothers, Inc., Mazzocchi Wrecking, Inc., Moretrench American Corporation, Mueser Rutledge Consulting Engineers, Nacirema Industries Inc., New York Crane & Equipment Corp., Nicholson Construction Company, Peter Scalamandre & Sons Inc., Pinnacle Environmental Corp., Plaza Construction Entities, ProSafety Service LLC, PT&L Contracting Corp., Robert Silman Associates, Robet L. Gerosa, Rodar Enterprises Inc., Royal GM, Inc., SAB Trucking, Safeway Environmental Corp., Semcor Equipment, Silverite Contractors, Simpson Gumpertz and Heger, Inc., Skidmore, Owings & Merrill LLP, Thornton Tomasetti Group/LZA, Total Safety Services, LLC, Tucci Equipment Rental Corp, Tully Construction Co., Vollmer Associates LLP, Weidlinger Associates Inc., Wolkow Braker Roofing Corporation, WSP Cantor Seniuk, Yannuzzi & Sons, Incorporated, Yonkers Contracting Company

SO ORDERED:

MONORABLE ALVIN K. HELLERSTEIN UNITED STATES DISTRICT COURT JUDGE SOUTHERN DISTRICT OF NEW YORK